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FEB 0 5 1992

WATER RIGHTS
CEDAR CITY

1330 E. CALLE DE CABALLOS
TEMPE, ARIZONA 85284
TELEPHONE 602-897-0976

FEBRUARY 4, 1992

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WATER RIGHTS
CEDAR CITY

MR. KERRY CARPENTER, P. E.
ASSISTANT REGIONAL ENGINEER
585 NORTH MAIN STREET
P. O. BOX 506
CEDAR CITY, UTAH 84720-0506
FAX NO. 801-586-2789

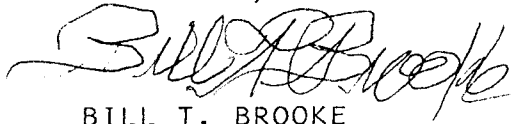
RE: POINT OF DIVERSION FOR WUC 77-1488 SECTION 23 T29S R7W
IRRIGATION IN SECTION 24 T29S R8W SLB&M

IN RESPONSE TO YOUR LETTER AND IN TALKING TO MR. RONNIE ROBERTS, COMMISSIONER OF THE BEAVER RIVER DISTRIBUTION SYSTEM, I WOULD LIKE TO KNOW WHY THE WATER UNDER AWARD 22, BEAVER RIVER DECREE AMENDED NOVEMBER 27, 1936 IS NOT BEING DIVERTED INTO THE BEAVER COUNTY ROAD DRAIN.

AFTER CHECKING WITH MR. CHAD BYBEE, THE WEST SIDE IRRIGATION COMPANY HAS CHANGED THE LOCATION OF THE CANAL UNDER A GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, BEAVER COUNTY ASCS OFFICE P. O. BOX 910 BEAVER, UTAH 84713. THE NEW LOCATION OF THE PIPELINE MAKES IT IMPOSSIBLE FOR US TO IRRIGATE OUR LAND. OUR DIVERSION POINT IS 1000, 1489, 1504 UNDER SHEET NO. 2800 MAPS STATE OF UTAH. WE WOULD LIKE THIS PROBLEM CORRECTED BEFORE ANY WATER IS DIVERTED UNDER THE WATER PRIORITY FROM APRIL 1 TO OCTOBER 31 INCLUSIVE OF EACH YEAR.

IN RESPONSE TO THE LETTER DATED JANUARY 30, 1992 FROM THE STATE OF UTAH DEPARTMENT OF NATURAL RESOURCES, DIVISION OF WATER RIGHTS, I WOULD REQUEST THAT THIS LETTER BE PUT ON THE AGENDA FOR THE 1:00 PM FEBRUARY 10, 1992 MEETING OF THE WATER USERS OF THE BEAVER RIVER DISTRIBUTION SYSTEM AS ITEM NO. 7.

SINCERELY,



BILL T. BROOKE

CC: FLOYD YARDLEY
FRANK HARRIS
RONNIE ROBERTS

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

IN AND FOR IRON COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION
OF RIGHTS TO THE USE OF ALL THE WATER, BOTH
SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE
AREA OF THE BEAVER RIVER-ESCALANTE VALLEY AND
ALL TRIBUTARIES IN MILLARD, BEAVER, IRON,
WASHINGTON, KANE, AND GARFIELD COUNTIES IN
UTAH.

STATEMENT OF
WATER USER'S CLAIM

Water Right No. 77 - 1488

Civil No. 4415

Map No. 20d

HOW TO USE THIS FORM:

This form is important to you in asserting your water rights in the pending judicial adjudication described above. Under Utah law, unless you file this form in a timely manner, your water rights cannot be recognized and you may not assert them further. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that a signed Statement of Water User's Claim is due from you within 90 days. Review the information shown on this form carefully. If you agree with the information and accept it as your Statement of Water User's Claim, sign the form & return it to the Division of Water Rights in Cedar City, Utah. The Division of Water Rights will file your Statement of Water User's Claim with the District Court in Parowan, Utah. If you do not agree with the information, contact the above Division of Water Rights office to resolve the problem.

1. WATER RIGHT AND OWNERSHIP INFORMATION:

- A. NAME: Whetton, Betty B.
ADDRESS: 1810 North Mitchell, Phoenix, AZ 85006
- B. TYPE OF RIGHT: Decree
- C. PRIORITY DATE: 1903

INTEREST: 100%

COPY

2. SOURCE INFORMATION:

- A. QUANTITY OF WATER: 0.026 cfs
- B. DIRECT SOURCE: Beaver River
- C. POINT OF DIVERSION -- SURFACE:
(1) N 3560 feet W 2070 feet from SE corner, Section 23, T 29S, R 7W, SLBM
SOURCE: Beaver River
- D. DRAINAGE AREA: Beaver Valley

COUNTY: Beaver

3. WATER USE INFORMATION: (The following data is divided into groups according to
uses which have supplemental water rights in common.)

Supplemental Group 1. Water Rights in Common: 77 - 1488,1489

IRRIGATION: from Apr 1 to Oct 31. IRRIGATING: 18.50 acres.

		---North East Quarter---				---North West Quarter---				---South West Quarter---				---South East Quarter---				Section
BS	TOWN	RANG	SC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	Totals
SL	29S	8W	24								11.00	7.50						18.50
Group Total:																		18.50

WUC 1488,1489 limited to the irrigation requirements of 2.67 acres.

4. EXPLANATORY:

TYPE OF RIGHT: Award 22, Beaver River Decree, as amended Nov. 27, 1936.

-----> Amended by State Engineer -----

-----> Amended by State Engineer <-----

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

IN AND FOR IRON COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION
OF RIGHTS TO THE USE OF ALL THE WATER, BOTH
SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE
AREA OF THE BEAVER RIVER-ESCALANTE VALLEY AND
ALL TRIBUTARIES IN MILLARD, BEAVER, IRON,
WASHINGTON, KANE, AND GARFIELD COUNTIES IN
UTAH.

STATEMENT OF
WATER USER'S CLAIM

Water Right No. 77 - 1489

Civil No. 4415

Map No. 19d

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1. WATER RIGHT AND OWNERSHIP INFORMATION:

A. NAME: Whetton, Betty B.
ADDRESS: 1810 North Mitchell, Phoenix, AZ 85006

INTEREST: 100%

B. TYPE OF RIGHT: Decree

C. PRIORITY DATE: 1890

2. SOURCE INFORMATION:

A. QUANTITY OF WATER: 0.0187 cfs

B. DIRECT SOURCE: County Road Drain

C. POINT OF DIVERSION -- SURFACE:

(1) N 700 feet E 1500 feet from W $\frac{1}{4}$ corner, Section 24, T 29S, R 8W, SLBM
SOURCE: County Road Drain

D. DRAINAGE AREA: Beaver Valley

COUNTY: Beaver

3. WATER USE INFORMATION: (The following data is divided into groups according to
uses which have supplemental water rights in common.)

-----> Amended by State Engineer <-----

Supplemental Group 1. Water Rights in Common: 77 - 1488,1489

IRRIGATION: from Apr 1 to Oct 31. IRRIGATING: 18.50 acres.

		---North East Quarter---				---North West Quarter---				---South West Quarter---				---South East Quarter---				Section
BS TOWN RANG SC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
SL 29S 8W 24									11.00	7.50								18.50
Group Total:																		18.50

WUC 1488,1489 limited to the irrigation requirements of 2.67 acres.

4. EXPLANATORY:

TYPE OF RIGHT: Award 106, Beaver River Decree, as amended Nov. 27, 1936.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

IN AND FOR IRON COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION
OF RIGHTS TO THE USE OF ALL THE WATER, BOTH
SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE
AREA OF THE BEAVER RIVER-ESCALANTE VALLEY AND
ALL TRIBUTARIES IN MILLARD, BEAVER, IRON,
WASHINGTON, KANE, AND GARFIELD COUNTIES IN
UTAH.

STATEMENT OF
WATER USER'S CLAIM

Water Right No. 77 - 1503

Civil No. 4415

Map No. 20d

HOW TO USE THIS FORM:

This form is important to you in asserting your water rights in the pending judicial adjudication described above. Under Utah law, unless you file this form in a timely manner, your water rights cannot be recognized and you may not assert them further. The State Engineer has made a hydrographic survey of this area, which includes your water rights and uses. Your receipt of this form constitutes notice to you that the survey has been completed and that a signed Statement of Water User's Claim is due from you within 90 days. Review the information shown on this form carefully. If you agree with the information and accept it as your Statement of Water User's Claim, sign the form & return it to the Division of Water Rights in Cedar City, Utah. The Division of Water Rights will file your Statement of Water User's Claim with the District Court in Parowan, Utah. If you do not agree with the information, contact the above Division of Water Rights office to resolve the problem.

1. WATER RIGHT AND OWNERSHIP INFORMATION:

- A. NAME: Hughes, Catherine M. INTEREST: 100%
ADDRESS: 455 East 2175 North/P.O. Box 1264, North Ogden, UT 84401
- B. TYPE OF RIGHT: Decree
- C. PRIORITY DATE: 1903

2. SOURCE INFORMATION:

- A. QUANTITY OF WATER: 0.013 cfs
- B. DIRECT SOURCE: Beaver River
- C. POINT OF DIVERSION -- SURFACE:
(1) N 3560 feet W 2070 feet from SE corner, Section 23, T 29S, R 7W, SLBM
SOURCE: Beaver River
- D. DRAINAGE AREA: Beaver Valley COUNTY: Beaver

3. WATER USE INFORMATION: (The following data is divided into groups according to
uses which have supplemental water rights in common.)

Supplemental Group 1. Water Rights in Common: 77 - 1503,1504

IRRIGATION: from Apr 1 to Oct 31. IRRIGATING: 10.00 acres.

		---North East Quarter---				---North West Quarter---				---South West Quarter---				---South East Quarter---				Section
BS	TOWN	RANG	SC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	Totals
SL	29S	8W	24								6.10	3.90						10.00
Group Total:																		10.00

4. EXPLANATORY:

TYPE OF RIGHT: Award 22, Beaver River Decree, as amended Nov. 27, 1936.

-----> Amended by State Engineer -----

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

IN AND FOR IRON COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION
OF RIGHTS TO THE USE OF ALL THE WATER, BOTH
SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE
AREA OF THE BEAVER RIVER-ESCALANTE VALLEY AND
ALL TRIBUTARIES IN MILLARD, BEAVER, IRON,
WASHINGTON, KANE, AND GARFIELD COUNTIES IN
UTAH.

STATEMENT OF
WATER USER'S CLAIM

Water Right No. 77 - 1504

Civil No. 4415

Map No. 19d

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1. WATER RIGHT AND OWNERSHIP INFORMATION:

- A. NAME: Hughes, Catherine M. INTEREST: 100%
ADDRESS: 455 E. 2175 No. / P.O. Box 1264, North Ogden, UT 84401
- B. TYPE OF RIGHT: Decree
- C. PRIORITY DATE: 1890

2. SOURCE INFORMATION:

- A. QUANTITY OF WATER: 0.0093 cfs
- B. DIRECT SOURCE: County Road Drain
- C. POINT OF DIVERSION -- SURFACE:
(1) N 700 feet E 1500 feet from W $\frac{1}{4}$ corner, Section 24, T 29S, R 8W, SLBM
SOURCE: County Road Drain
- D. DRAINAGE AREA: Beaver Valley COUNTY: Beaver

3. WATER USE INFORMATION: (The following data is divided into groups according to
uses which have supplemental water rights in common.)

-----> Amended by State Engineer <-----

Supplemental Group 1. Water Rights in Common: 77 - 1503,1504

IRRIGATION: from Apr 1 to Oct 31. IRRIGATING: 10.00 acres.

		---North East Quarter---				---North West Quarter---				---South West Quarter---				---South East Quarter---				Section
BS	TOWN	RANG	SC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	Totals
SL	29S	8W	24							6.10		3.90						10.00
Group Total:																		10.00

WUC's 1503,1504 limited to the irrigation requirements 1.33 acres.

4. EXPLANATORY:

TYPE OF RIGHT: Award 106, Beaver River Decree, as amended Nov. 27, 1936.

